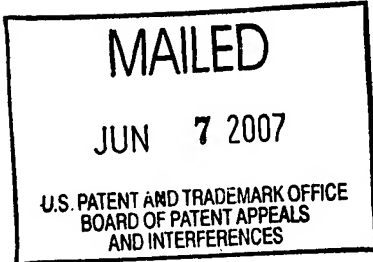


UNITED STATES PATENT AND TRADEMARK OFFICE



BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte HANSJURG HUNZIKER

Application 10/822,247

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on April 12, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

APPEAL BRIEF

The content under the heading “**SUMMARY OF CLAIMED SUBJECT MATTER**” contained in the Appeal Brief filed on March 29, 2006, does not provide a sufficient summary of the independent claims involved in the appeal, which shall refer to the specification by page and line number, and to the drawing,

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if any, by reference characters. For each independent claim involved in the appeal and for each dependent claim argued separately under the provisions of paragraph (c)(1)(vii) of this section. See 37 CFR § 41.37(c)(1)(v), in particular, the appellant did not map the claims to the specification.

Correction is required.

INFORMATION DISCLOSURE STATEMENT

Further, an Information Disclosure Statement (IDS) was filed November 4, 2005. It is not apparent from the record that the examiner considered the statement submitted nor notified applicants of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

CONCLUSION

Accordingly, it is

ORDERED that the application is being electronically returned to the Examiner:

1) hold the Appeal Brief filed March 29, 2006, defective;

2) to have appellant file a “paper” that is in compliance with 37 CFR

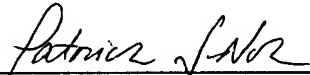
§ 41.37(c)(1)(v) for the “Summary of Claimed Subject Matter” section;

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3) to issue and mail a form PTOL-90, for consideration of any "paper" filed by Appellant and for consideration of the Information Disclosure Statement filed November 4, 2005; and

4) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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PJN/gjh

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